

From: Kavanagh, Julie A
Sent: Wed, 9 Feb 2022 00:17:44 +0000
To: Steinbachs, John; Fortunato, Maria
Cc: Stewart, Vanessa; Abraham, Joshua; Uzcategui, Ashley
Subject: FOR FINAL APPROVAL & DISSEMINATION: Enforcement of Court Order in Downtown Core
Attachments: 2022 02 07 Injunction - Overview and Enforcement LS.pdf, 2022 02 08 Enforcing Li v Barber et al court order briefing 1.pdf
Importance: High

Unclassified

The wiki page has been updated with the document and info. Best to just keep them on the event info page than try to point people to Degreed when the documents are still housed on the wiki. As per Josh's suggestion, I've attached the two docs as well.

John/Maria: Can I send this out from the OOC now?

Members,

We are advising demonstrators that the Ottawa Police Service will enforce an order prohibiting anyone from using air horns or train horns on any street north of Highway 417 until February 16, 2022, or any other date set by the Court. Anyone in violation may be subject to detention or arrest.

On February 7, 2022, Justice McLean of the Ontario Superior Court of Justice granted an temporary injunction restraining any person, who has notice of the court order, from using air horns or train horns, other than those on a motor vehicle of a municipal fire department. This order applies to the downtown core in the City of Ottawa which is defined as any streets north of Highway 417 (Queensway). The injunction has been granted for a period of 10 days (i.e. until end of day February 17, 2022) and will be enforced by the Ottawa Police Service and its partners effective immediately.

If a person, with reasonable notice is believed to be

- i. using air horns or train horns, other than those on a motor vehicle of a municipal fire department; and
- ii. is in the vicinity of downtown Ottawa: this geographical location includes the city's downtown, and specifically, any streets north of Highway 417 (Queensway), for a period of 10 days.

Then they may be arrested for contravening the Court Order or they may be arrested and/or charged under Section 127 of the Criminal Code.

If a person is arrested for contravening the Court Order and the person indicates, in writing, that they will obey and abide by the Court Order, they may be released.

If a person is arrested for contravening the Court Order and they refuse to indicate in writing that they will obey and abide by the Court Order, they may be taken to the Superior Court for civil contempt proceedings and criminal contempt prosecutions. Penalties include up to two years imprisonment and / or another form of punishment as deemed appropriate at time of conviction. You can access the Court Order and a confidential briefing note on the [wiki](#) (*also attached*).

This information will be released to the public via social media and ottawapolice.ca by 6:30 pm. Members working the demonstration will be provided with hard copies to hand out as directed.

Peter Sloly
Chief of Police